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Dep & Ref  
PATENT MAINTENANCE  
DIVISION

01263.001605

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JUL -1 PM 12

In re Application of:

JASON PETER ANDREW  
CHARLESWORTH ET AL.

Application No.: 09/863,424

Filed: May 24, 2001

For: INDEXING METHOD AND  
APPARATUS

: Examiner: U.T. Le  
)

:  
) Group Art Unit: 2171  
)

:  
)  
)  
) June 23, 2004

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

In connection with the above-identified application, Applicants request a refund of \$180.00 for an Information Disclosure Statement (IDS) fee, which was erroneously charged to our Deposit Account 06-1205. It is requested that the refund be applied as a credit to that Deposit Account. The reason for the refund is explained below.

On June 9, 2004, Applicants submitted an IDS and the required filing fee of \$180.00 (see attached copy of the IDS and a postcard acknowledging receipt of the fee). No additional fees were due at that time.

Applicants' attorneys received a Monthly Statement of Deposit Account, dated April 2004 (copy attached), indicating that Deposit Account No. 06-1205 was charged \$180.00. Applicants respectfully submit that a refund of \$180.00 is due.

Accordingly, Applicants hereby request a refund and authorize the  
Commissioner to credit Deposit Account No. 06-1205 in the amount of \$180.00, to resolve  
this matter. 2004 JUL -1 PM 12: 43

Applicants' undersigned attorney may be reached in our New York office by  
telephone at (212) 218-2100. All correspondence should continue to be directed to our  
New York office at the below listed address.

Respectfully submitted,

Donald P. Dineen  
Attorney for Applicants

Registration No. 29,296

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

NY\_MAIN 435958v1



DIVISION

2004 JUL -1 PM 12: 43

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date 6, 9, 04  
Mo. Day Yr.  
Atty. Docket 01263.001605  
Application No. 09/863,424

Sir: Kindly acknowledge receipt of the accompanying:

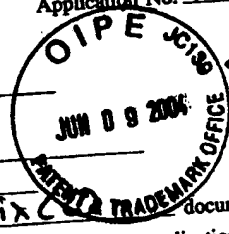
- ☐ Response to Official Action. \_\_\_\_\_
- ☐ Check for \$ \_\_\_\_\_ (claims fee)
- ☐ Petition under 37 CFR 1.136 and Check for \$ \_\_\_\_\_
- ☐ Notice of Appeal and Check for \$ \_\_\_\_\_
- ☒ Information Disclosure Statement, PTO-1449 and SIX documents
- ☐ Claim for priority and certified copies of \_\_\_\_\_ priority applications
- ☐ Issue fee transmittal and Check for \$ \_\_\_\_\_
- ☒ Other (specify) \$180.00 fee und 37CFR § 1.17(p)
- by placing your receiving date stamp hereon and returning to deliverer.

Atty. TK/md

Due Date NID 10  
Mo. Day Yr.

By Hand

FC-8-D-00





PATENT MAINTENANCE  
DIVISION

01263.001605.

2004 JUL -1 PM 12:43

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JASON PETER ANDREW  
CHARLESWORTH ET AL.  
Application No.: 09/863,424

Filed: May 24, 2001

For: INDEXING METHOD AND  
APPARATUS

)  
:  
Examiner: U. T. Le

)  
:  
Group Art Unit: 2171

)  
:  
June 8, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

This application has received an Office Action on the merits but has not yet received either a final action or a Notice Of Allowance. Accordingly, this Information Disclosure Statement is filed under 37 C.F.R. § 1.97(c) and is accompanied by the \$180.00 fee specified at 37 C.F.R. § 1.17(p). Consideration of the art cited herein is accordingly deemed proper, and such action is respectfully requested. Accordingly, Applicants request that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Zil P. Diana  
Attorney for Applicants

Registration No. 29,296

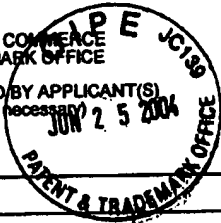
FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200

ADJUTANT GENERAL  
DIVISION

2001 JUL -1 PM 12:43

FORM PTO 1449 (modified)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
LIST OF REFERENCES CITED BY APPLICANT(S)  
(Use several sheets if necessary)



ATTY DOCKET NO.  
01263.001605

APPLICATION NO.  
09/863,424

APPLICANT  
JASON PETER ANDREW CHARLESWORTH ET AL.

FILING DATE  
May 24, 2001

GROUP  
12: 2171

U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL | DOCUMENT<br>NUMBER | DATE     | NAME               | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|---------------------|--------------------|----------|--------------------|-------|----------|-------------------------------|
|                     | 5,638,425          | 06/10/97 | Meador, III et al. | 379   | 88       |                               |
|                     | 5,787,414          | 07/28/98 | Milke et al.       | 707   | 2        |                               |
|                     | 6,172,675 B1       | 01/09/01 | Ahmad et al.       | 345   | 328      |                               |
|                     | 6,662,180 B1       | 12/09/03 | Aref et al.        | 707   | 6        |                               |
|                     | 6,490,563 B2       | 12/03/02 | Hon et al.         | 704   | 260      |                               |
|                     | 6,023,536          | 02/08/00 | Visser             | 382   | 310      |                               |
|                     |                    |          |                    |       |          |                               |
|                     |                    |          |                    |       |          |                               |

FOREIGN PATENT DOCUMENTS

| DOCUMENT<br>NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION<br>YES/NO/<br>OR ABSTRACT |
|--------------------|------|---------|-------|----------|---------------------------------------|
|                    |      |         |       |          |                                       |
|                    |      |         |       |          |                                       |
|                    |      |         |       |          |                                       |
|                    |      |         |       |          |                                       |
|                    |      |         |       |          |                                       |

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 606; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 1 of 1

Form #62

IV\_MAIN 432937v1



**United States  
Patent and  
Trademark Office**

2004 JUL -1 PM 12:43

**Deposit Account Statement**

**Requested Statement Month:** April 2004  
**Deposit Account Number:** 061205  
**Name:** FITZPATRICK CELLA HARPER & SCINTO  
**Attention:**  
**Address:** 30 ROCKEFELLER PLAZA  
**City:** NEW YORK  
**State:** NY  
**Zip:** 10112-3801

| DATE  | SEQ | POSTING<br>REF TXT | ATTORNEY<br>DOCKET<br>NBR | FEE<br>CODE | AMT        | BAL        |
|-------|-----|--------------------|---------------------------|-------------|------------|------------|
| 04/01 | 2   | 09012556           | 684.2198DI                | 1811        | \$100.00   | \$54,241.C |
| 04/01 | 576 | 09561291           | 4411US (CFP1              | 1501        | \$1,330.00 | \$52,911.C |
| 04/01 | 577 | 09561291           | 4411US (CFP1              | 8001        | \$15.00    | \$52,896.C |
| 04/02 | 1   | 09960283           | 684.3256                  | 1801        | -\$770.00  | \$53,666.C |
| 04/02 | 43  | 09647953           | 35.C14385                 | 1252        | -\$310.00  | \$53,976.C |
| 04/02 | 44  | 10236935           | 03500.011325              | 1251        | -\$110.00  | \$54,086.C |
| 04/02 | 132 | 29188290           | 03503.011530              | 8021        | \$40.00    | \$54,046.C |
| 04/02 | 387 |                    | 00050.104700              | 8013        | \$25.00    | \$54,021.C |
| 04/05 | 7   | 09819613           | 862.C2178                 | 1201        | \$86.00    | \$53,935.C |
| 04/05 | 8   | 09819613           | 862.C2178                 | 1806        | \$180.00   | \$53,755.C |
| 04/05 | 59  | PCT/US04/09020     | 01997.001800.             | 1703        | \$11.00    | \$53,744.C |
| 04/05 | 187 | 10054482           | 35.G1972                  | 1253        | \$20.00    | \$53,724.C |
| 04/05 | 426 | 5753653            | 025210177SV               | 8013        | \$25.00    | \$53,699.C |
| 04/05 | 428 | 6500948            | 025210177SV               | 8013        | \$25.00    | \$53,674.C |
| 04/05 | 429 | 6153757            | 025210177SV               | 8013        | \$25.00    | \$53,649.C |
| 04/06 | 3   | 09971175           | 00050104700               | 8013        | \$25.00    | \$53,624.C |
| 04/06 | 65  | 10337823           | 00684.003447              | 1201        | \$10.00    | \$53,614.C |
| 04/06 | 80  | 10337891           | 00684.003446              | 1201        | \$10.00    | \$53,604.C |
| 04/07 | 19  | 10669333           | 00684.003531.             | 1001        | \$375.00   | \$53,229.C |
| 04/07 | 24  | PCT/US04/09487     | 01997.026700.             | 8007        | \$20.00    | \$53,209.C |
| 04/07 | 241 |                    | 02521.000212              | 8007        | \$80.00    | \$53,129.C |
| 04/07 | 302 | 78397292           | 01914.000T98.US           | 7001        | \$335.00   | \$52,794.C |
| 04/07 | 313 | 78397297           | 01914.000T97.US           | 7001        | \$335.00   | \$52,459.C |
| 04/07 | 978 | 78397688           | 00952.008150              | 7001        | \$335.00   | \$52,124.C |
| 04/08 | 1   | 2366534            | 00946.001051              | 8504        | \$30.00    | \$52,094.C |
| 04/08 | 2   | 2650304            | 00946.001051              | 8504        | \$30.00    | \$52,064.C |
| 04/08 | 3   | 1343090            | 00946.001051              | 8504        | \$30.00    | \$52,034.C |
| 04/08 | 4   | 2073714            | 00946.001051              | 8504        | \$30.00    | \$52,004.C |

# Deposit Account Statement

ADJUTANT GENERAL'S  
DIVISION

Page 2 of 4

|            |          |                         |      |              |            |
|------------|----------|-------------------------|------|--------------|------------|
| 04/08 5    | 2669581  | 00946.001051            | 8504 | \$30.00      | \$51,974.C |
| 04/08 6    | 2132888  | 00946.001051            | 8504 | \$30.00      | \$51,944.C |
| 04/08 7    | 2599001  | 00946.001051            | 8504 | \$30.00      | \$51,914.C |
| 04/08 8    | 1896396  | 00946.001051            | 8504 | \$30.00      | \$51,884.C |
| 04/08 9    | 1937202  | 00946.001051            | 8504 | \$30.00      | \$51,854.C |
| 04/08 10   | 1937201  | 00946.001051            | 8504 | \$30.00      | \$51,824.C |
| 04/08 11   | 1873678  | 00946.001051            | 8504 | \$30.00      | \$51,794.C |
| 04/08 12   | 2795560  | 00946.001051            | 8504 | \$30.00      | \$51,764.C |
| 04/08 13   | 808610   | 00946.001051            | 8504 | \$30.00      | \$51,734.C |
| 04/08 14   | 1593218  | 00946.001051            | 8504 | \$30.00      | \$51,704.C |
| 04/08 15   | 1726005  | 00946.001051            | 8504 | \$30.00      | \$51,674.C |
| 04/08 27   | 5805223  | 03500.010662.2          | 1460 | -\$130.00    | \$51,804.C |
| 04/08 42   |          | 00050.097000 - EHAUGHEY | 8013 | \$25.00      | \$51,779.C |
| 04/08 166  | 09863424 | 1263.1605               | 1806 | \$180.00     | \$51,599.C |
| 04/08 1259 | 78398528 | 01915.00T133.US         | 7001 | \$335.00     | \$51,264.C |
| 04/09 1    | 10670242 | 03500.017604            | 1201 | \$86.00      | \$51,178.C |
| 04/09 1    | 10176058 | 03500.016494            | 1202 | \$36.00      | \$51,142.C |
| 04/09 2    | 10670242 | 03500.017604            | 1202 | \$18.00      | \$51,124.C |
| 04/09 94   | 10820029 | 03500.015292.1          | 9204 | -\$632.00    | \$51,756.C |
| 04/09 418  | 09990340 | 35.G2947                | 8001 | \$15.00      | \$51,741.C |
| 04/12 122  | 6702453  | 02133.000300-WEOLSEN    | 8011 | \$55.00      | \$51,686.C |
| 04/13 1    | 09354726 | 35.C13661               | 1201 | \$336.00     | \$51,350.C |
| 04/13 2    | 09354726 | 35.C13661               | 1202 | \$54.00      | \$51,296.C |
| 04/13 74   | 6521247  | 02911.001500-JMARINA    | 8010 | \$25.00      | \$51,271.C |
| 04/13 75   | 6521247  | 02911.001500-JMARINA    | 8008 | \$200.00     | \$51,071.C |
| 04/13 131  | 09544159 | 1807.1081               | 1201 | \$4.00       | \$51,067.C |
| 04/14 4    | PAYMENT  |                         | 9203 | -\$12,527.00 | \$63,594.C |
| 04/14 81   | 10140982 | 00684.003366            | 8001 | \$15.00      | \$63,579.C |
| 04/14 128  | 10295851 | 03560.003134            | 1202 | \$54.00      | \$63,525.C |
| 04/14 129  | 10295851 | 03560.003134            | 1201 | \$172.00     | \$63,353.C |
| 04/14 248  | 6702427  | 03500.016163            | 8013 | \$25.00      | \$63,328.C |
| 04/15 5    | 09503480 | 35.C14236               | 1801 | \$770.00     | \$62,558.C |
| 04/15 19   | 10312007 | 00766.000067            | 9204 | -\$90.00     | \$62,648.C |
| 04/15 93   | 10823587 | 01807.101635            | 1202 | \$18.00      | \$62,630.C |
| 04/15 867  | 78402153 | 00947.010660            | 7001 | \$335.00     | \$62,295.C |
| 04/16 5    | 29198354 | 02105.02530             | 1051 | \$130.00     | \$62,165.C |
| 04/16 67   |          | 02047.000206            | 8013 | \$25.00      | \$62,140.C |
| 04/16 68   |          | 02047.000206            | 8013 | \$25.00      | \$62,115.C |
| 04/16 136  | 5697028  | 00684.002225            | 8013 | \$25.00      | \$62,090.C |
| 04/16 171  |          | 02521.000212            | 8007 | \$20.00      | \$62,070.C |
| 04/16 797  | 78402891 | 01781.00T201.US         | 7001 | \$335.00     | \$61,735.C |
| 04/19 126  | 10824892 | 03161.116353            | 9204 | -\$1,188.00  | \$62,923.C |
| 04/19 171  |          | 02047.000202            | 8007 | \$20.00      | \$62,903.C |
| 04/19 172  |          | 02047.000202            | 8007 | \$20.00      | \$62,883.C |
| 04/20 105  |          | 02521000213             | 8013 | \$25.00      | \$62,858.C |
| 04/20 127  |          | 00845.041000            | 8013 | \$25.00      | \$62,833.C |
| 04/20 128  | 10825936 | 03217.00200             | 1460 | \$130.00     | \$62,703.C |
| 04/20 128  |          | 00845.041000            | 8013 | \$25.00      | \$62,678.C |



## Deposit Account Statement

PATENT MARKETING  
DIVISION

Page 3 of 4

|            |               |                       |      |           |            |
|------------|---------------|-----------------------|------|-----------|------------|
| 04/21 5    | 10295851      | 03560.003134          | 1201 | \$172.00  | \$62,506.C |
| 04/21 11   |               | 02471.300200          | 8013 | \$25.00   | \$62,481.C |
| 04/21 13   |               | 03088.300200          | 8013 | \$25.00   | \$62,456.C |
| 04/21 16   |               | 02105.001126          | 8013 | \$25.00   | \$62,431.C |
| 04/21 17   |               | 02105.001126          | 8013 | \$25.00   | \$62,406.C |
| 04/21 22   |               | 02521.000213          | 8013 | \$25.00   | \$62,381.C |
| 04/21 106  | 78404929      | 01915.00T135.US       | 7001 | \$335.00  | \$62,046.C |
| 04/21 164  | 78404957      | 01915.00T134.US       | 7001 | \$335.00  | \$61,711.C |
| 04/21 1485 | 76474134      | 00847.001300.         | 7004 | \$300.00  | \$61,411.C |
| 04/22 19   | 10059294      | 60862.003013.1        | 1801 | \$740.00  | \$60,671.C |
| 04/22 30   | 10625673      | 03560.002263.1        | 1201 | \$252.00  | \$60,419.C |
| 04/22 87   |               | 00050.107900          | 8013 | \$25.00   | \$60,394.C |
| 04/22 281  | 78405786      | 945.10663             | 7001 | \$335.00  | \$60,059.C |
| 04/22 293  | 78405792      | 945.10664             | 7001 | \$335.00  | \$59,724.C |
| 04/22 303  | 78405796      | 945.10665             | 7001 | \$335.00  | \$59,389.C |
| 04/22 308  | 78405798      | 945.10666             | 7001 | \$335.00  | \$59,054.C |
| 04/22 1003 | 78385901      | 224.359               | 7002 | \$100.00  | \$58,954.C |
| 04/23 1    | 1805967       | 9528123               | 6205 | \$100.00  | \$58,854.C |
| 04/23 1    | 09304630      | 862.2825              | 1253 | \$950.00  | \$57,904.C |
| 04/23 2    | 1805967       | 9528123               | 6201 | \$400.00  | \$57,504.C |
| 04/23 11   | 09532076      | 35.C14367.            | 1253 | -\$930.00 | \$58,434.C |
| 04/23 270  | 6706960       | 03500.016418          | 8013 | \$25.00   | \$58,409.C |
| 04/23 326  |               | 00025.008600-RROZOS   | 8011 | \$55.00   | \$58,354.C |
| 04/26 3    | 09725032      | 35.C14959             | 1251 | \$110.00  | \$58,244.C |
| 04/26 9    | 08572353      | 35.G1016-CI           | 1811 | \$100.00  | \$58,144.C |
| 04/26 18   | 10743413      | 02713.002000          | 1202 | \$36.00   | \$58,108.C |
| 04/26 288  | 60509046      | 00005.001217          | 8007 | \$20.00   | \$58,088.C |
| 04/27 4    | US20030114429 | 03097.000200-RROZOS   | 8011 | \$55.00   | \$58,033.C |
| 04/27 7    | US20030004308 | 02244.002000-VWALTHER | 8011 | \$55.00   | \$57,978.C |
| 04/27 8    | US20030119798 | 03097.000200-RROZOS   | 8011 | \$55.00   | \$57,923.C |
| 04/27 28   | 78408022      | 945.10668             | 7001 | \$335.00  | \$57,588.C |
| 04/27 112  | 5436816       | 02133.300-WEOLSEN     | 8010 | \$25.00   | \$57,563.C |
| 04/27 113  | 5436816       | 02133.300-WEOLSEN     | 8008 | \$200.00  | \$57,363.C |
| 04/27 155  | 0142520835    | 02105.002490          | 8014 | \$150.00  | \$57,213.C |
| 04/27 157  | 0143450221    | 02105.002480          | 8014 | \$150.00  | \$57,063.C |
| 04/28 1    | 60532793      | 00005.001217          | 8007 | \$20.00   | \$57,043.C |
| 04/28 44   | 36961         | 02133.300-WEOLSEN     | 8011 | \$55.00   | \$56,988.C |
| 04/28 122  | 10243376      | 03500.013374.1        | 1401 | \$30.00   | \$56,958.C |
| 04/28 122  | 10648284      | 01272.020622          | 1202 | \$504.00  | \$56,454.C |
| 04/28 123  | 10648284      | 01272.020622          | 1203 | \$290.00  | \$56,164.C |
| 04/28 288  | 60297729      | 02521000213           | 8007 | \$40.00   | \$56,124.C |
| 04/29 47   | 10430435      | 03090.000100          | 8011 | \$55.00   | \$56,069.C |
| 04/29 48   | 10430435      | 03090.000100          | 8013 | \$25.00   | \$56,044.C |
| 04/29 291  | 09355980      | 02047.000206          | 8013 | \$25.00   | \$56,019.C |
| 04/29 292  | 09355980      | 02047.000206          | 8013 | \$25.00   | \$55,994.C |
| 04/30 10   | 09640063      | 02158.004700          | 9204 | -\$172.00 | \$56,166.C |
| 04/30 11   | 09640063      |                       | 1201 | \$860.00  | \$55,306.C |
| 04/30 12   | 09640063      |                       | 1202 | \$738.00  | \$54,568.C |

# Deposit Account Statement

Page 4 of 4

|             |          |              |             |          |             |
|-------------|----------|--------------|-------------|----------|-------------|
| 04/30 314   | 29191338 | 00946006025  | 8007        | \$100.00 | \$54,468.C  |
| 04/30 316   | 29191340 | 00946006023  | 8007        | \$100.00 | \$54,368.C  |
| 04/30 317   | 29191339 | 00946006024  | 8007        | \$100.00 | \$54,268.C  |
| 04/30 319   | 29191338 | 00946006025  | 8007        | \$100.00 | \$54,168.C  |
| 04/30 330   | 29191339 | 00946.006024 | 8007        | \$100.00 | \$54,068.C  |
| 04/30 332   | 10173449 | 01056.019200 | 8013        | \$25.00  | \$54,043.C  |
| 04/30 333   | 10173449 | 01056.019200 | 8013        | \$25.00  | \$54,018.C  |
| START       |          | SUM OF       | SUM OF      |          | END         |
| BALANCE     |          | CHARGES      | REPLENISH   |          | BALANCE     |
| \$54,341.00 |          | \$17,182.00  | \$16,859.00 |          | \$54,018.00 |

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2004 JUL -1 PM 12:43

DIVISION

#12



01263.001605

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JASON PETER ANDREW  
CHARLESWORTH ET AL.

Application No.: 09/863,424

Filed: May 24, 2001

For: INDEXING METHOD AND  
APPARATUS

)  
: Examiner: U.T. Le

)  
: Group Art Unit: 2171

)  
: December 31, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

APR 12 2004

Technology Center 2100

SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

This application has received an Office Action on the merits but has not yet received either a final action or a Notice Of Allowance. Accordingly, this Information Disclosure Statement is filed under 37 C.F.R. § 1.97(c); the \$180.00 fee specified at 37 C.F.R. § 1.17(p) should be charged to Deposit Account 06-1205. Consideration of the art cited herein is accordingly deemed proper, and such action is respectfully requested.

04/08/2004 CCHAU1 00000100 061205 09863424  
01-FC:1806 180.00 DA

Adjustment date: 08/03/2004 EEKUBAY1  
04/08/2004 CCHAU1 00000100 061205 09863424  
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